

## **§ 594.801**

to this part or make payment arrangements acceptable to the Director of the Office of Foreign Assets Control within 30 days of the date of mailing of the penalty notice, the matter may be referred for administrative collection measures by the Department of the Treasury or to the United States Department of Justice for appropriate action to recover the penalty in a civil suit in a federal district court.

### **Subpart H—Procedures**

#### **§ 594.801 Procedures.**

For license application procedures and procedures relating to amendments, modifications, or revocations of licenses; administrative decisions; rulemaking; and requests for documents pursuant to the Freedom of Information and Privacy Acts (5 U.S.C. 552 and 552a), see part 501, subpart E, of this chapter.

[68 FR 53660, Sept. 11, 2003]

#### **§ 594.802 Delegation by the Secretary of the Treasury.**

Any action that the Secretary of the Treasury is authorized to take pursuant to Executive Order 13224 of September 23, 2001 (66 FR 49079, September 25, 2001), and any further Executive orders relating to the national emergency declared therein, may be taken by the Director of the Office of Foreign Assets Control or by any other person to whom the Secretary of the Treasury has delegated authority so to act.

### **Subpart I—Paperwork Reduction Act**

#### **§ 594.901 Paperwork Reduction Act notice.**

For approval by the Office of Management and Budget (“OMB”) under the Paperwork Reduction Act of 1995 (44 U.S.C. 3507) of information collections relating to recordkeeping and reporting requirements, licensing procedures (including those pursuant to statements of licensing policy), and other procedures, see 501.901 of this chapter. An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information

## **31 CFR Ch. V (7–1–04 Edition)**

unless it displays a valid control number assigned by OMB.

### **PART 595—TERRORISM SANCTIONS REGULATIONS**

#### **Subpart A—Relation of This Part to Other Laws and Regulations**

Sec.

595.101 Relation of this part to other laws and regulations.

#### **Subpart B—Prohibitions**

595.201 Prohibited transactions involving blocked property.

595.202 Effect of transfers violating the provisions of this part.

595.203 Holding of certain types of blocked property in interest-bearing accounts.

595.204 Prohibited dealing in property; contributions of funds, goods, or services.

595.205 Evasions; attempts; conspiracies.

595.206 Exempt transactions.

#### **Subpart C—General Definitions**

595.301 Blocked account; blocked property.

595.302 Effective date.

595.303 Entity.

595.304 Foreign person.

595.305 General license.

595.306 Information and informational materials.

595.307 Interest.

595.308 License.

595.309 Person.

595.310 Property; property interest.

595.311 Specially designated terrorist.

595.312 Specific license.

595.313 Transfer.

595.314 United States.

595.315 United States person; U.S. person.

595.316 U.S. financial institution.

#### **Subpart D—Interpretations**

595.401 Reference to amended sections.

595.402 Effect of amendment.

595.403 Termination and acquisition of an interest in blocked property.

595.404 Setoffs prohibited.

595.405 Transactions incidental to a licensed transaction.

595.406 Provision of services.

595.407 Offshore transactions.

595.408 Charitable contributions to specially designated terrorists.

#### **Subpart E—Licenses, Authorizations, and Statements of Licensing Policy**

595.500 Licensing procedures.

595.501 Effect of license or authorization.

595.502 Exclusion from licenses and authorizations.

## Office of Foreign Assets Control, Treasury

## § 595.202

- 595.503 Payments and transfers to blocked accounts in U.S. financial institutions.
- 595.504 Investment and reinvestment of certain funds.
- 595.505 Entries in certain accounts for normal service charges authorized.
- 595.506 Provision of certain legal services to a specially designated terrorist.
- 595.507 Authorization of emergency medical services.

### Subpart F—Reports

- 595.601 Records and reports.

### Subpart G—Penalties

- 595.701 Penalties.
- 595.702 Prepenalty notice.
- 595.703 Presentation responding to prepenalty notice.
- 595.704 Penalty notice.
- 595.705 Administrative collection; referral to United States Department of Justice.

### Subpart H—Procedures

- 595.801 Procedures.
- 595.802 Delegation by the Secretary of the Treasury.

### Subpart I—Paperwork Reduction Act

- 595.901 Paperwork Reduction Act notice.

AUTHORITY: 3 U.S.C. 301; 31 U.S.C. 321(b); 50 U.S.C. 1601–1651, 1701–1706; Pub. L. 101–410, 104 Stat. 890 (28 U.S.C. 2461 note); E.O. 12947, 60 FR 5079, 3 CFR, 1995 Comp., p. 319.

SOURCE: 61 FR 3806, Feb. 2, 1996, unless otherwise noted.

## Subpart A—Relation of This Part to Other Laws and Regulations

### § 595.101 Relation of this part to other laws and regulations.

(a) This part is separate from, and independent of, the other parts of this chapter with the exception of part 501 of this chapter, the recordkeeping and reporting requirements and license application and other procedures of which apply to this part. Differing foreign policy and national security contexts may result in differing interpretations of similar language among the parts of this chapter. No license or authorization contained in or issued pursuant to those other parts authorizes any transaction prohibited by this part. No license or authorization contained in or issued pursuant to any other provision

of law or regulation authorizes any transaction prohibited by this part.

(b) No license or authorization contained in or issued pursuant to this part relieves the involved parties from complying with any other applicable laws or regulations.

[61 FR 3806, Feb. 2, 1996, as amended at 62 FR 45111, Aug. 25, 1997]

## Subpart B—Prohibitions

### § 595.201 Prohibited transactions involving blocked property.

(a) Except as authorized by regulations, orders, directives, rulings, instructions, licenses, or otherwise, no property or interests in property of a specially designated terrorist, that are in the United States, that hereafter come within the United States, or that are or hereafter come within the possession or control of U.S. persons, including their overseas branches, may be transferred, paid, exported, withdrawn or otherwise dealt in.

(b) When a transaction results in the blocking of funds at a financial institution pursuant to this section and a party to the transaction believes the funds have been blocked due to mistaken identity, that party may seek to have such funds unblocked pursuant to the administrative procedures set forth in § 501.806 of this chapter.

[61 FR 3806, Feb. 2, 1996, as amended at 62 FR 45111, Aug. 25, 1997]

### § 595.202 Effect of transfers violating the provisions of this part.

(a) Any transfer after the effective date, which is in violation of any provision of this part or of any regulation, order, directive, ruling, instruction, license, or other authorization hereunder and involves any property held in the name of a specially designated terrorist or in which a specially designated terrorist has or has had an interest since such date, is null and void and shall not be the basis for the assertion or recognition of any interest in or right, remedy, power or privilege with respect to such property.

(b) No transfer before the effective date shall be the basis for the assertion or recognition of any right, remedy, power, or privilege with respect to, or